

City of Round Rock
Regular City Council Meeting
October 8, 2009

The Round Rock City Council met in Regular Session on Thursday, October 08, 2009, in the City Council Chamber, 221 E. Main Street.

[CALL SESSION TO ORDER - 7:00 P.M.](#)

Mayor McGraw called the meeting to order at 7:05 p.m.

[ROLL CALL](#)

Those members present were Mayor Alan McGraw, Mayor Pro-Tem Joe Clifford, Councilmember Rufus Honeycutt, Councilmember George White, Councilmember Carlos Salinas, and Councilmember John Moman. Also present were City Manager Jim Nuse, Assistant City Manager/CFO David Kautz and Assistant City Manager Cindy Demers. Councilmember Kris Whitfield was absent from this meeting.

[PLEDGE OF ALLEGIANCE:](#)

Mayor McGraw led the following pledges of allegiance:

3A. United States Flag

3B. Texas State Flag

[CITIZEN COMMUNICATION](#)

There were no citizens wishing to speak at this meeting.

[PROCLAMATION:](#)

[5A. Consider a proclamation recognizing the 31st Annual meeting of the German-Texan](#)

[Heritage Society on October 9-10 in Round Rock.](#) Mayor McGraw read the following proclamation and presented it to Arlene and Joe Burgess with the German-Texan Heritage Society:

WHEREAS, Round Rock is honored that our city was chosen as the site of the 31st annual German-Texan Heritage Society meeting from October 9th through October 10th sponsored by the German-Texan Heritage Society; and

WHEREAS, this annual meeting brings several hundred members and guests from across the state to our community; and

WHEREAS, the mission of the German-Texan Heritage Society is: Promoting awareness and preservation of the German-Texan cultural heritage of Texas;

NOW, THEREFORE, I, Alan McGraw, Mayor of the City of Round Rock, Texas, do hereby recognize the 31st Annual meeting of the German-Texan Heritage Society and extend a warm welcome to all attending who work daily to promote German-Texan heritage and to make Texas a more beautiful place to live, work and play.

PROCLAIMED this 8th day of October 2009

[6. CONSENT AGENDA: All items listed with an asterisk \(*\) are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless requested by a Council member in which event the item will be removed from the consent agenda and considered in its normal sequence on the regular agenda.](#)

MOTION: Councilmember Honeycutt moved to approve the consent agenda. Councilmember Moman seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Councilmember White
 Councilmember Salinas
 Councilmember Moman
 Mayor Pro-tem Clifford
 Mayor McGraw
 Nays: None
 Absent: Councilmember Whitfield

ACTION: The motion carried unanimously.

APPROVAL OF MINUTES:

*7A. Consider approval of the City Council minutes for September 24, 2009. This item was approved under the consent agenda.

ORDINANCES:

8A1. Consider an ordinance amending Chapter 9, Code of Ordinances, by adding section 9.408 regarding prohibiting right turns on red at the intersection of Via Sonoma Trail and Gattis School Road. (First Reading)(Requires Two Readings)

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 9, CODE OF ORDINANCES (1995 EDITION), CITY OF ROUND ROCK, TEXAS, BY ADDING SECTION 9.408, REGARDING PROHIBITING RIGHT TURNS ON RED AT THE INTERSECTION OF VIA SONOMA TRAIL AND GATTIS SCHOOL ROAD AND PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES AND RESOLUTIONS.

Tom Word, Chief of Public Works Administration made the staff presentation. The Council requested that staff bring back an alternate ordinance at the second reading which would prohibit right turns on red at the intersection only during school zone hours.

MOTION: Mayor Pro-tem Clifford moved to approve the ordinance. Councilmember White seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Councilmember White
 Councilmember Salinas
 Councilmember Moman
 Mayor Pro-tem Clifford
 Mayor McGraw
 Nays: None
 Absent: Councilmember Whitfield

ACTION: The motion carried unanimously.

*8B1. Consider an ordinance adopting the FY 2009-2010 Municipal Court Fund Budget. (Second Reading) This item was approved under the consent agenda.

ORDINANCE NO. _____

AN ORDINANCE ADOPTING A BUDGET FOR THE MUNICIPAL COURT FUND FOR THE 2009-2010 FISCAL YEAR.

[8B2. Consider an ordinance adopting the FY 2009-2010 Forest Creek Golf Course Budget.](#)

[\(First Reading\)\(Requires Two Readings\)](#)

ORDINANCE NO. _____

AN ORDINANCE ADOPTING A BUDGET FOR THE FOREST CREEK GOLF COURSE FOR FISCAL YEAR 2009-2010.

Cheryl Delaney, Finance Director made the staff presentation. She covered the current status of the fund as well as what expenditures are covered in the 2009-2010 budget.

MOTION: Mayor Pro-tem Clifford moved to approve the ordinance. Councilmember White seconded the motion.

<u>VOTE:</u>	Ayes:	Councilmember Honeycutt Councilmember White Councilmember Salinas Councilmember Moman Mayor Pro-tem Clifford Mayor McGraw
	Nays:	None
	Absent:	Councilmember Whitfield

ACTION: The motion carried unanimously.

[8B3. Consider an ordinance adopting the FY 2009-2010 Tree Replacement Fund Budget. \(First Reading\)\(Requires Two Readings\)](#)

ORDINANCE NO. _____

AN ORDINANCE ADOPTING THE BUDGET FOR THE TREE FUND FOR THE 2009-2010 FISCAL YEAR.

Cheryl Delaney, Finance Director made the staff presentation. Emsud Horosovic also provided information to the Council regarding the use of the funds in the 2009-2010 budget.

MOTION: Councilmember Honeycutt moved to approve the ordinance. Mayor Pro-tem Clifford seconded the motion.

<u>VOTE:</u>	Ayes:	Councilmember Honeycutt Councilmember White Councilmember Salinas Councilmember Moman Mayor Pro-tem Clifford Mayor McGraw
	Nays:	None
	Absent:	Councilmember Whitfield

ACTION: The motion carried unanimously.

[8B4. Consider an ordinance adopting the FY 2009-2010 Self-Funded Health Insurance Fund Budget. \(First Reading\)\(Requires Two Readings\)](#)

ORDINANCE NO. _____

AN ORDINANCE ADOPTING A BUDGET FOR THE SELF-FUNDED HEALTH INSURANCE FUND FOR THE 2009-2010 FISCAL YEAR

Cheryl Delaney, Finance Director made the staff presentation.

MOTION: Councilmember Honeycutt moved to approve the ordinance. Councilmember Moman seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Councilmember White
 Councilmember Salinas
 Councilmember Moman
 Mayor Pro-tem Clifford
 Mayor McGraw
 Nays: None
 Absent: Councilmember Whitfield

ACTION: The motion carried unanimously.

[8B5. Consider an ordinance adopting the FY 2009-2010 Parks Improvement and Acquisition](#)

[Account Budget. \(First Reading\)\(Requires Two Readings\)](#)

ORDINANCE NO. _____

AN ORDINANCE ADOPTING A BUDGET FOR THE PARKS IMPROVEMENT AND ACQUISITION ACCOUNT FOR THE 2009-2010 FISCAL YEAR.

Cheryl Delaney, Finance Director made the staff presentation. Rick Atkins, Parks and Recreation Director also provided some input to the Council regarding what is included in the 2009-2010 budget and answered some questions posed by the Council regarding some of the older parks in the City and the department's plan for them.

MOTION: Mayor Pro-tem Clifford moved to approve the ordinance. Councilmember Moman seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Councilmember White
 Councilmember Salinas
 Councilmember Moman
 Mayor Pro-tem Clifford
 Mayor McGraw
 Nays: None
 Absent: Councilmember Whitfield

ACTION: The motion carried unanimously.

RESOLUTIONS:

[9A1. Consider a resolution authorizing the Mayor to execute an Agreement with Arsenal](#)

[Brand, Inc. for marketing services, and an accompanying Work Made for Hire Agreement.](#)

Nancy Yawn, Convention and Visitor's Bureau Director made the staff presentation. Two representatives from Arsenal Brand, Inc. were also present to tell the Council what the firm has worked on and accomplished in the last year.

MOTION: Councilmember Honeycutt moved to approve the resolution. Mayor Pro-tem Clifford seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Councilmember White
 Councilmember Salinas
 Councilmember Moman
 Mayor Pro-tem Clifford
 Mayor McGraw
 Nays: None
 Absent: Councilmember Whitfield

ACTION: The motion carried unanimously.

[9B1. Consider a resolution determining that "Competitive Sealed Proposal" is the delivery method which provides the best value for the City for the construction of the Intermodal Transit and Parking Facility.](#)

Tom Word, Chief of Public Works made the staff presentation and answered questions posed by the Council regarding the facility and this delivery method versus the other options the City may have for the construction of the facility.

MOTION: Councilmember Honeycutt moved to approve the resolution. Mayor McGraw seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Mayor McGraw
 Nays: Councilmember White
 Councilmember Salinas
 Councilmember Moman
 Mayor Pro-tem Clifford
 Absent: Councilmember Whitfield

ACTION: The motion failed with a vote of 2-4.

[9C1. Consider a resolution supporting the establishment of the Williamson County Regional Recycling Coalition of Cities known as WILCO Recycles.](#)

Michael Thane, Director of Utilities made the staff presentation and provided the Council with some background on the Coalition.

MOTION: Councilmember White moved to approve the resolution. Councilmember Salinas seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Councilmember White
 Councilmember Salinas
 Councilmember Moman
 Mayor Pro-tem Clifford
 Mayor McGraw
 Nays: None
 Absent: Councilmember Whitfield

ACTION: The motion carried unanimously.

[9D1. Consider a resolution authorizing the Mayor to approve the City’s Investment Policy & Strategy" dated October 8, 2009.](#)

Cheryl Delaney, Finance Director made the staff presentation.

MOTION: Councilmember Honeycutt moved to approve the resolution. Councilmember White seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Councilmember White
 Councilmember Moman
 Mayor Pro-tem Clifford
 Mayor McGraw
 Nays: None
 Absent: Councilmember Salinas
 Councilmember Whitfield

ACTION: The motion carried unanimously.

[9D2. Consider a resolution expressing official intent to reimburse costs of acquiring vehicles and equipment.](#)

Cheryl Delaney, Finance Director made the staff presentation.

MOTION: Mayor Pro-tem Clifford moved to approve the resolution. Councilmember Moman seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Councilmember White
 Councilmember Moman
 Mayor Pro-tem Clifford
 Mayor McGraw
 Nays: None
 Absent: Councilmember Salinas
 Councilmember Whitfield

ACTION: The motion carried unanimously.

[9D3. Consider a resolution nominating candidates for the Williamson Central Appraisal District Board of Directors.](#)

Cheryl Delaney, Finance Director made the staff presentation and informed the Council that staff recommends nominating Robert Tagge and Deborah Hunt for another two year term to the Board of Directors.

MOTION: Councilmember Honeycutt moved to approve the resolution. Councilmember Moman seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Councilmember White
 Councilmember Moman
 Mayor Pro-tem Clifford
 Mayor McGraw
 Nays: None
 Absent: Councilmember Salinas

Councilmember Whitfield

ACTION: The motion carried unanimously.

[9D4. Consider a resolution nominating candidates for the Travis Central Appraisal District](#)

[Board of Directors.](#)

Cheryl Delaney, Finance Director made the staff presentation and informed the Council that staff recommends nominating Joan Kunkel for another two year term to the Board of Directors.

MOTION: Mayor Pro-Tem Clifford moved to approve the resolution. Councilmember Moman seconded the motion.

<u>VOTE:</u>	Ayes:	Councilmember Honeycutt Councilmember White Councilmember Moman Mayor Pro-tem Clifford Mayor McGraw
	Nays:	None
	Absent:	Councilmember Salinas Councilmember Whitfield

ACTION: The motion carried unanimously.

[9E1. Consider a resolution authorizing the Mayor to execute a Development Agreement with RR 620 at WS, LTD regarding the Wyoming Springs Drive Widening Project.](#) This item was withdrawn from the agenda at the request of staff.

[9E2. Consider a resolution authorizing the Mayor to execute a construction contract with RGM Constructors, L.P. for the Wyoming Springs Drive Widening Project.](#)

Tom Word, Chief of Public Works made the staff presentation.

MOTION: Councilmember Honeycutt moved to approve the resolution. Mayor Pro-Tem Clifford seconded the motion.

<u>VOTE:</u>	Ayes:	Councilmember Honeycutt Councilmember White Councilmember Moman Mayor Pro-tem Clifford Mayor McGraw
	Nays:	None
	Absent:	Councilmember Salinas Councilmember Whitfield

ACTION: The motion carried unanimously.

[9E3. Consider a resolution authorizing the Mayor to execute a Contract for Engineering Services with CP&Y, Inc. for the FM3406 Roadway Improvement Project.](#)

Tom Word, Chief of Public Works made the staff presentation.

MOTION: Councilmember Honeycutt moved to approve the resolution. Mayor Pro-Tem Clifford seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Councilmember White
 Councilmember Salinas
 Councilmember Moman
 Mayor Pro-tem Clifford
 Mayor McGraw
 Nays: None
 Absent: Councilmember Whitfield

ACTION: The motion carried unanimously.

[9E4. Consider a resolution authorizing the Mayor to execute a Contract for Engineering Services with Baker-Aicklen & Associates, Inc. for the Southwest Downtown District Infrastructure Improvements Phase 1B Project.](#)

Tom Word, Chief of Public Works made the staff presentation.

MOTION: Councilmember Moman moved to approve the resolution. Councilmember Honeycutt seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Councilmember White
 Councilmember Salinas
 Councilmember Moman
 Mayor Pro-tem Clifford
 Mayor McGraw
 Nays: None
 Absent: Councilmember Whitfield

ACTION: The motion carried unanimously.

[9E5. Consider a resolution authorizing the Mayor to execute Quantity Adjustment / Change Order No. 4 with BRH-Garver Construction, LP for the Southwest Downtown District Infrastructure Improvements Phase 1B Project.](#)

Tom Word, Chief of Public Works made the staff presentation and answered questions posed to the Council regarding various items on the change order.

MOTION: Councilmember Honeycutt moved to approve the resolution. Councilmember Moman seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
 Councilmember White
 Councilmember Salinas
 Councilmember Moman
 Mayor Pro-tem Clifford
 Mayor McGraw
 Nays: None
 Absent: Councilmember Whitfield

ACTION: The motion carried unanimously.

Mayor McGraw recognized Councilmember Salinas who requested [Reconsideration of Item 9B1](#) which failed with a vote of 2-4 earlier in the meeting. He wanted to make sure that there would be no unintended consequences of this item failing.

MOTION: Councilmember Salinas moved to reconsider Item 9B1. Mayor McGraw seconded the motion.

VOTE:

Ayes:	Councilmember Honeycutt Councilmember Salinas Councilmember Moman Mayor McGraw
Nays:	Councilmember White Mayor Pro-tem Clifford
Absent:	Councilmember Whitfield

ACTION: The motion carried with a vote of 4-2.

City Manager Jim Nuse provided the Council with information on what the consequences are of the resolution failing. If competitive sealed proposal is not used, then the City will have to go with the low bidder option which will mean that the City has no negotiating ability with the low bidder.

MOTION: Councilmember Salinas moved to approve item 9B1. Councilmember Moman seconded the motion.

VOTE:

Ayes:	Councilmember Honeycutt Councilmember White Councilmember Salinas Councilmember Moman Mayor Pro-tem Clifford Mayor McGraw
Nays:	None
Absent:	Councilmember Whitfield

ACTION: The motion carried unanimously.

[COUNCIL COMMENTS REGARDING ITEMS OF COMMUNITY INTEREST](#)

[ADJOURNMENT](#)

There being no further business, the meeting adjourned at 8:39 p.m.

Respectfully Submitted,

Sara L. White, City Secretary